



GPB40X

BAY-310

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

BAYCHAR

Serial No. 08/910,115

Group Art Unit: 3408

Filed: August 13, 1997

Examiner:

For: WATERPROOF/BREATHABLE TECHNICAL APPAREL

INFORMATION DISCLOSURE STATEMENT (IDS)
UNDER § 1.97 AND § 1.98
AND CONDITIONAL PETITION REQUESTING
CONSIDERATION OF THE IDS

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

1. This IDS should be considered:

(a) when filed within three months of the filing date of the present application, or within three months of the filing date of the National Stage as set forth in § 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever occurs last;

(b) when filed before the mailing date of either a Final Rejection under § 1.113 or a Notice of Allowance under § 1.311, whichever occurs first and when 1(a) does not apply. For this purpose, there is included herein either a certification in section 4 below (included when indicated by a marked box), or a fee of \$240.00 (a check in the amount of \$240.00 is enclosed, or if not see section 5 below);

(c) when filed prior to the payment of the Issue Fee, when 1(a)-(b) do not apply, and when a certification is included in section 4 below (included when indicated by a marked box); then the Applicant(s) hereby petition(s) and request(s) consideration of this IDS, and provided herewith is a fee of \$130.00 (a check in the amount of \$130.00 to cover the petition fee, or if not see section 5 below).

2. When 1(a)-(c) do not apply, then it is requested that this IDS be placed in the file.

3. Listing of the information submitted is on the attached Form PTO-1449, which forms a part of this IDS.

CH-25-99
RECEIVED
98 SEP 10 PM 2:21
GROUP 2700:5
RECEIVED
OCT 1 1998
FEE 340
AMOUNT \$240
DUE 10/30/98

RECEIVED
15 NOV 1998
1
43

copy of each listed document is enclosed when needed (needed for U.S. and foreign patents, publication or portion thereof listed; no copy of a U.S. patent application is needed; a copy of a document is not needed when previously submitted or previously cited by the PTO in a parent application of the present application as set forth under 35 U.S.C. § 120).

4. If a fee or additional fee is required, the Commissioner is hereby authorized to charge any fee or additional fee that may be required and credit any excess to Deposit Account No. 02-1540.

5. No explanation of relevancy is being provided for the documents because each is either in the English language. We have not provided copies of any of the cited documents except 5,378,529, because the other documents were cited in related applications.

6. If the PTO determines that part(s) of the required content is inadvertently omitted, then it is requested that the Applicant(s) be given additional time and specific identification of such omission(s) to enable full compliance.

Respectfully submitted,



Shrinath Malur
Registration No. 34,663
Attorney for Applicants

FAY, SHARPE, BEALL,
FAGAN, MINNICH & MCKEE
104 East Hume Avenue
Alexandria, Virginia 22301
(703) 684-1120
Date: February 25, 1998



X 3 1/2
duplicate

Sheet 1 of 3

FORM PTO-1449
(REV. 7-80)

U.S. DEPARTMENT OF COMMERCE AT THE DOCKET NO.
PATENT AND TRADEMARK OFFICE 125Y-310

SERIAL NO.
08/910,115

LIST OF DOCUMENTS CITED BY APPLICANT

(Use several sheets if necessary)

BAYCHAR

FILING DATE
08/13/97

GROUP
3408

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT	DATE	NAME	CLASS	SUBCLASS	FILING DATE <i>(If Appropriate)</i>
AA	5,330,208	07/19/94	Charron et al			
AB	5,342,070	08/30/94	Miller et al			
AC	5,452,907	09/26/95	Meibock et al			
AD	4,909,523	03/20/90	Olson			
AE	5,380,020	01/10/95	Arney et al			
AF	5,398,948	03/21/95	Mathis			
AG	5,456,393	10/10/95	Mathis et al	503	100	
AH	5,503,413	04/02/96	Beilogour	503	100	
AI	5,544,908	08/13/96	Fezio	503	100	
AJ	5,092,614	03/03/92	Malewicz	503	100	
AK	5,397,141	03/14/95	Hoshizaki et al	503	100	

FOREIGN PATENT DOCUMENTS

	DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES NO
AL						
AM						
AN						
AO						
AP						

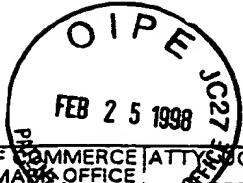
OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, etc.)*

AR						
AS						
AT						

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 509; Draw line through citation if not in conformance and not considered.
Include copy of this form with next communication to applicant.



Sheet 2 of 3

FORM PTO-1449
(REV. 7-80)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY'S DOCKET NO.
BAY-310

SERIAL NO.
08/910,115

LIST OF DOCUMENTS CITED BY APPLICANT
(Use several sheets if necessary)

APPLICANT
BAYCHAR

FILING DATE
08/13/97

GROUP
3408

U. S. PATENT DOCUMENTS

* EXAMINER INITIAL	DOCUMENT	DATE	NAME	CLASS	SUBCLASS	FILING DATE <i>or Appropriate</i>
AA	5,340,132	08/23/94	Malewicz			
AB	5,437,466	08/01/95	Meibock et al			
AC	5,253,434	10/19/93	Curley, Jr. et al			
AD	5,216,825	06/08/93	Brum			
AE	4,910,886	03/27/90	Sullivan et al			
AF	4,674,204	06/23/87	Sullivan et al			
AG	4,216,177	08/05/80	Otto			
AH	5,499,460	03/19/96	Bryant et al			
AI	4,756,958	07/12/96	Bryant et al			
AJ	5,224,356	07/06/93	Colvin et al			
AK	5,290,904	03/01/94	Colvin et al			

FOREIGN PATENT DOCUMENTS

	DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
AL						
AM						
AN						
AO						
AP						

OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, etc.)*

AR						
AS						
AT						

EXAMINER

DATE CONSIDERED

Sheet 3 of 3FORM PTO-1449
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATN. DOCKET NO.

BAY-310

SERIAL NO.

08/910,115

LIST OF DOCUMENTS CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

BAYCHAR

FILING DATE

08/13/97

GROUP

3408

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT	DATE	NAME	CLASS	SUBCLASS	FILING DATE <i>(If Appropriate)</i>
AA	5,366,801	11/22/94	Bryant et al			
AB	5,415,222	05/16/95	Colvin et al			
AC	5,682,613	11/04/97	Dinatale			
AD	4,662,006	05/05/87	Ross, Jr.			
AE	4,529,641	07/16/85	Holtropet			
AF	3,779,855	12/18/73	Fonzi et al			
AG	3,607,593	09/21/71	Semenzato			
AH	5,378,529	01/03/95	Bourdeau			
AI						
AJ						
AK						

FOREIGN PATENT DOCUMENTS

	DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
AL						
AM						
AN						
AO						
AP						

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

AR			98 SEP 16 PM 11:43	RECEIVED GROUP 300	RECEIVED
AS			98 SEP 10 PM 2:28	RECEIVED GROUP 2700	RECEIVED
AT					

EXAMINER

DATE CONSIDERED